

27 FEB 2002

PATENTS

Attorney Docket No. 37522-1006

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the US Postal Service as first class mail in an envelope addressed to: Box PCT, Commissioner for Patents, Washington DC 20231, on February 12, 2002.

Derek P. Freyberg 2/12/00
Derek P. Freyberg Reg. No. 29,250 Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Christopher E. WILLIAMS et al. :

App. No.: 09/786,982 : Art Unit: (not yet known)
Int'l App. No. PCT/NZ99/00147)

Filed: March 12, 2001 : Examiner: (not yet known)
Int'l Filing Date: September 3, 1999

For: NEUROPROTECTION

Box PCT
Commissioner for Patents
Washington, D.C. 20231

Sir:

TRANSMITTAL

In response to the "Notification of Missing Requirements" mailed July 20, 2001, transmitted herewith for filing in the above-entitled patent application are the following:

1. Notification (copy)
2. Signed Declaration(copy)

Also enclosed is a return postcard for receipt.

Fees

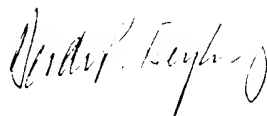
Surcharge for late filing of declaration	130.00
Extension of time fee	1960.00
Total fee	<u>\$2090.00</u>

A check for \$2090.00 is enclosed.

Deposit Account Authorization

Please charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 08-1641 referencing no. 37522-1006. This is not, however, an authorization to pay the issue fee. A duplicate of this document is enclosed.

Respectfully submitted,



Derek P. Freyberg
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February 12, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

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SCHPEENS

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37522-1006

INTERNATIONAL APPLICATION NO.

PCT/NZ99/00147

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MENLO PARK, CA 94025 3506

FILED DATE

03 SEP 99

PRIORITY DATE

03 SEP 98

DATE MAILED

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495).

- ☒ U.S. Basic National Fee
 - ☒ Copy of the international application.
 - ☐ Oath or Declaration of inventor(s).
 - ☐ Copy of Article 19 amendments.
 - ☒ Priority Document
 - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- Indication of Small Entity Status
Translation of the international application into English.
Translation of Article 19 amendments into English.
Other:

2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment:

- ☐ U.S. Basic National Fee
- ☐ Copy of the international application

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT DO/EO 917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$_____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT DO/EO 920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.156(a).

- 6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
- 7. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20/37 CFR 1.494(d) or 30/37 CFR 1.495(d) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. 37 CFR 1.51

A copy of this notice MUST be returned with this response.

Enclosed: PCT DO/EO 917
PTO-875

Notice of Defective Translation
PCT DO/EO 920

Pat Booker, Para/legal